

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X	
SECURITIES AND EXCHANGE COMMISSION,	:
	:
Plaintiff,	:
- against -	:
	:
NELSON J. OBUS,	:
PETER F. BLACK,	:
THOMAS BRADLEY STRICKLAND,	:
	:
Defendants, and	:
	:
WYNNEFIELD PARTNERS SMALL	:
CAP VALUE L.P.,	:
WYNNEFIELD PARTNERS SMALL	:
CAP VALUE L.P. I,	:
WYNNEFIELD PARTNERS SMALL	:
CAP VALUE OFFSHORE FUND, LTD.,	:
	:
Relief Defendants.	:
-----X	

ECF case
(electronically filed)

06 Civ. 3150 (GBD)

**NOTICE OF DEFENDANT
PETER F. BLACK'S MOTION
FOR SUMMARY JUDGMENT**

PLEASE TAKE NOTICE that, upon (i) the Declaration of Mary Kay Dunning dated September 11, 2009, with exhibits attached thereto, (ii) Defendant Peter F. Black's, Defendant Nelson J. Obus', and Defendant Thomas Bradley Strickland's Joint Local Rule 56.1 Statement of Undisputed Material Facts as to Which There is No Genuine Issue to be Tried, (iii) Defendant Peter F. Black's Memorandum of Law in Support of His Motion for Summary Judgment, (iv) Defendant Nelson J. Obus' Memorandum of Law in Support of His Motion for Summary Judgment, and (v) all prior papers, pleadings, and proceedings in this action, Defendant Peter F. Black ("Black"), by his undersigned attorneys, Cohen & Gresser LLP, will move on a date convenient to this Court, before the Honorable George B. Daniels, in Courtroom 21D at the United States District Court for the Southern District of New York, 500 Pearl Street, New York, New York 10007, for an

Order (i) pursuant to Fed. R. Civ. P. 56, granting summary judgment against Plaintiff Securities and Exchange Commission, and (ii) granting such other and further relief as this Court deems just and proper.

PLEASE TAKE FURTHER NOTICE that answering papers are required to be served upon the undersigned on October 13, 2009.

Dated: New York, New York
September 11, 2009

Respectfully submitted,

COHEN & GRESSER LLP

By: _____/s/_____
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To: U.S. SECURITIES AND EXCHANGE COMMISSION
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